

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as First Class Mail service on March 10, 2004 and is addressed to the Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 

Karen M. Forsyth

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : Biegelsen et al.  
TITLE : METHOD FOR CUTTING A MEMBER  
TO FORM A DESIRED STRUCTURE  
APPLICATION NO. : 10/033,958  
FILED : October 22, 2001  
CONFIRMATION NO. : 8564  
EXAMINER : GRAY, Linda Lamey  
ART UNIT : 1734  
LAST OFFICE ACTION : September 11, 2003  
ATTORNEY DOCKET NO. : D/A0796  
XERZ 2 00554

**COPY**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, 1.98 and MPEP § 609, applicant(s) submit(s) the following Supplemental Disclosure Statement concerning art of which the applicant(s) is(are) aware. A copy of PTO-1449 is enclosed herewith.

Under § 1.98(a)(3), no concise explanation of relevance is required for information that is in the English language. Accordingly, the enclosed art require no further explanation (or no translation is available).

Consideration of the appropriate paragraph(s) indicated below is respectfully requested:

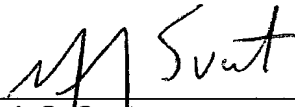
- ☐ **WITHIN THREE MONTHS OF FILING:** Under § 1.97(b)(1), this Information Disclosure Statement is being filed within three months of the filing date of the application. Although it is believed no fee is necessary, any deficiency in fees should be charged to Deposit Account No. 24-0037.
- ☐ **BEFORE FIRST OFFICE ACTION:** Under § 1.97(b)(3), this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. Although it is believed no fee is necessary, any deficiency in fees should be charged to Deposit Account No. 24-0037.

- ☒ **INTERNATIONAL SEARCH REPORT:** Under § 1.97(e)(1), the undersigned certifies that each item of information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. Although it is believed no fee is necessary, any deficiency in fees should be charged to Deposit Account No. 24-0037.
- ☐ **BEFORE FINAL ACTION/WITH FEE:** Under § 1.97(c)(2), this information shall be considered if filed before the mailing date of a final action if accompanied by a fee in the amount of \$180.00 as required by §1.17(p). Accordingly, the necessary fee accompanies this Information Disclosure Statement. Any overpayment or deficiency can be charged to Deposit Account No. 24-0037.
- ☐ **PRIORITY CLAIM:** The attached PTO 1449 Form includes all patents, publications, or other information previously cited by or submitted to the Office in one or more prior applications from which the present application claims priority. These one or more prior applications are identified in the papers accompanying the filing of this application. In accordance with 609 MPEP, only copies of art not previously submitted are enclosed.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

March 10, 2004

  
\_\_\_\_\_  
Mark S. Svat  
Reg. No. 34,261  
1100 Superior Avenue  
Seventh Floor  
Cleveland, Ohio 44114-2579  
(216) 861-5582

Substitute for form 1449A/PTO  <b>SUPPLEMENTAL INFORMATION  DISCLOSURE  STATEMENT BY APPLICANT(S)</b>	<b>Complete if Known</b>	
	Application Number	10/033,958
	Filing Date	October 22, 2001
	First Named Inventor	Linda Lamey Gray
	Art Unit	1734
Examiner Name	Linda Lamey GRAY	
Sheet 1 of 1	Attorney Docket No.	D/A0796 (XERZ 2 200554)

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No.	Document No. Number-Kind Code (if known)	Publication/Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-5,504,301A	04-02-1996	Eveland	
	AB	US-6,216,354B1	04-17-2001	Carbone	
	AC	US-			
	AD	US-			
	AE	US-			
	AF	US-			
	AG	US-			
	AH	US-			
	AI	US-			
	AJ	US-			
	AK	US-			
	AL	US-			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No.	Foreign Patent Document Country Code-Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
	AM					<input type="checkbox"/>
	AN					<input type="checkbox"/>
	AO					<input type="checkbox"/>
	AP					<input type="checkbox"/>

**OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume/issue number(s), publisher, city and/or country where published	T
	AQ	European Search Report, Application Number EP 02 25 7216, The Hague, 04 February, 2004, Examiner D. Aran	<input type="checkbox"/>
	AR		<input type="checkbox"/>
	AS		<input type="checkbox"/>
	AT		<input type="checkbox"/>
	AU		<input type="checkbox"/>

Examiner Signature		Date Considered	
--------------------	--	-----------------	--